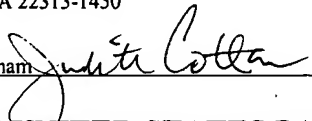


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Date of Deposit January 15, 2004

PATENT  
Attorney Docket No.: 018564-001922US

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 on the date indicated above and is addressed to:

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By: Judith Cotham 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Nathan S. Lewis et al.

Application No.:

Filed:

For: ANESTHESIA MONITORING (as amended)

Examiner: Dwayne K. Handy (parent)

Art Unit: 1743 (parent)

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

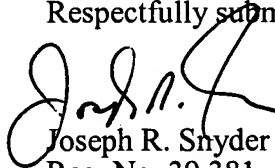
The references cited on attached form PTO-1449 are being called to the attention of the Examiner. With respect to cited reference U.S. Patent Pub. No.: 2003/0176804 A1, Applicants are relying on the official notice issued 7/11/03 waiving the requirement to submit copies of U.S. patents or patent application publications in Information Disclosure Statements in applications filed after June 30, 2003. Further, in accordance with 37 CFR §1.98(d), copies of the other cited references can be found in Application No. 09/855,277, filed May 14, 2001 (Attorney Docket No. 018564-001921US) and Application No. 09/336,428, filed June 17, 1999 (Attorney Docket No. 018564-001920US). It is respectfully requested that the cited references

be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430.

Respectfully submitted,



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60062718 v1

FORM PTO-1449 (Modified)			Attorney Docket No.: 18564-001921US		Application No.: Unassigned	
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)			Applicant: Nathan S. Lewis et al.			
			Filing Date: Herewith		Group: Unassigned	
Reference Designation			U.S. PATENT DOCUMENTS			Page 1
Examiner Initial	Document No.	Date	Name	Class	Sub-class	Filing Date (If Appropriate)
___ AA	5,571,401	11/05/96	Lewis et al.	205	787	
___ AB	4,670,401	06/02/87	Cutlet et al.	436	65	
___ AC	60/089,232	12/20/99	Hanson			06/15/98
___ AD	3,897,679	08/05/75	Guild	73	61.1	
___ AE	4,749,553	06/07/88	Lopez et al.	422	84	
___ AF	5,479,815	01/02/96	White et al.	73	23.3	
___ AG	5,546,931	08/20/96	Rusz	128	203.12	
___ AH	5,739,412	04/14/98	Stock et al.	73	23.3	
___ AI	5,807,701	09/15/98	Payne et al.	435	34	
___ AJ	5,814,474	09/29/98	Berndt	435	34	
___ AK	5,815,524	09/29/98	Walt et al.	436	518	
___ AL	6,467,333	10/22/02	Lewis et al.			
___ AM	5,239,483	08/24/93	Weir			
___ AN	US 2003/0176804 A1	09/18/03	Melker			06/24/02
FOREIGN PATENT DOCUMENTS						
	Document No.	Date	Country	Class	Sub-class	Translation (Yes/No)
___ AO	WO 99/65386	12/23/99	PCT application			
___ AP	WO 9607901	14.03.96	PCT (Gibson et al.)	G01N	33/00	
___ AQ	WO 97/08337	06.03.97	PCT (Sawhney)	C12Q	1/04	
___ AR	WO 98/29563	09.07.98	PCT (Persaud & Syms)	C12Q	1/04	
___ AS	WO 98/36272	20.08.98	PCT (Travers et al.)	G01N	33/00	
___ AT	WO 98/39409	11.09.98	PCT (Payne et al.)	C12M	1/34	
___ AU	WO 98/39470	11.09.98	PCT (Payne et al.)	C12Q	1/04	
___ AV	WO 99/09407	25.02.99	PCT (Payne et al.)	G01N	31/22	
___ AW	WO 99/09408	25.02.99	PCT (Payne et al.)	G01N	31/22	
___ AX	WO 95/33848	14.12.95	PCT (Payne et al.)			
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
___ AY	Greenfield, P. "AromaScan sniffs out medical applications." <i>Clinica</i> , May 23, 1994, pp. 20-21.					
___ AZ	Parry, A.D., et al., "Leg ulcer odour detection identifies beta-haemolytic streptococcal infection," <i>J. Wound Care</i> , 4(9):404-6 (10/95)					
___ ABB	Chandiok, S., et al., "Screening for bacterial vaginosis: a novel application of artificial nose technology," <i>J. Clin. Path.</i> , 50(9):790-791 (9/97)					
___ ABC	Craven, M.A. et al., "Bacteria Detection and Classification Using Artificial Neural Networks in Conjunction with an Electronic Nose," Proceedings of the 2nd International Conference on Neural Networks and Expert Systems in Medicine and Healthcare, pp 226-234 (1996)					
EXAMINER			DATE CONSIDERED			